

IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND)
ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS."

DURING THE MONTH OF

SEPTEMBER, 1898.

Presented to both Houses of Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION

MONTH OF SEPTEMBER, 1898.

Summary of Proceedings under "The Land Law Acts," up to the 30th day of September, 1898; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st August, 1898.	192,626		Rents Fixed—		
Applications received in month of September, 1898.	164	192,790	By Chief Commission to 31st August, 1898.	4,442	
			" in month of September, 1898.	—	4,442
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st August, 1898.	16,274				
Do. in month of Sept., 1898.	12	16,285	By Sub-Commission to 31st August, 1898.	164,685	
			" in month of Sept., 1898.	—	164,685
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 31st August, 1898.	35,816				
Applications received in month of September, 1898.	17	35,833	Dismissed—		
			To 31st August, 1898.	8,780	
			In month of September, 1898.	—	8,780
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents, to 31st August, 1898.	1,166	1,171			
" received in Sept., 1898.	5		Struck out—		
			To 31st August, 1898.	36,189	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st Aug., 1898.	1,443	1,444	In month of September, 1898.	—	36,189
Do. in month of Sept., 1898.	1				
Applications by Joint Tenants or Tenants in common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under Land Law (Ireland) Act, 1896, to 31st Aug., 1898.	567		Withdrawn—		
do. in month of Sept., 1898.	6	563	To 31st August, 1898.	14,902	
			In month of September, 1898.	—	14,902
Applications by Joint Tenants or Tenants in common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 31st August, 1898.	33				
Do. in month of Sept., 1898.	2	35			
Total.	—	225,925	Total disposed of.	—	225,998

* These cases are also included in Redemption of Rent, Table (ix.), page 34.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st Aug., 1898,	35,536	56,393	Rents fixed— By Chief Commission to 31st August, 1898,	218	318
Applications received in month of September, 1898,	857		" in month of September, 1898,	—	
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st August, 1898,	2,436	2,712	By Sub-Commissions to 31st August, 1898,	15,426	15,426
Do. in month of September, 1898,	76		" in month of September, 1898,	—	
			Dismissed— To 31st August, 1898,	336	336
			In month of September, 1898,	—	
			Struck out— To 31st August, 1898,	3,327	3,327
			In month of September, 1898,	—	
			Withdrawn*— To 31st August, 1898,	525	525
			In month of September, 1898,	—	
Total,	—	59,105	Total disposed of,	—	17,832

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st August, 1898,	125,548
Do., do. in month of September, 1898,	197
Total,	125,745

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term to 31st August, 1898,	9,554
Do., do. in month of September, 1898,	469
Total,	10,023

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st August, 1898,	1,699	1,704	Number disposed of to 31st Aug., 1898,	2,563
Applications received in month of September, 1898,	5		" in month of September, 1898,	—
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 31st August, 1898,	40	40		
Do., in month of September 1898,	—			
Applications by Leaseholders to be declared Tenants of present tenancies (Form 35) received to 31st August, 1898,	1,061	1,061		
Applications in month of Sept., 1898,	—			
Total,	—	2,805	Total disposed of,	2,563

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW IRELAND ACT, 1887,"—SEC. 2.)—FORM 80.

Number of Applications received to 23rd February, 1898,*	55	Leases or Grants declared void to 31st Aug., 1898,	22	
		" in month of Sept., 1898,	—	23
		Applications dismissed or struck out to 31st August, 1898,	30	
		" in month of Sept., 1898,	—	30
		Applications withdrawn or compromised to 31st Aug., 1898,	3	
		" in month of Sept., 1898,	—	3
Total,	55	Total disposed of,	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 31st Aug., 1898,	17		Applications granted to 31st August, 1898,	5	
" in month of Sept., 1898,	—	17	" in month of Sept., 1898,	—	5
" Transferred from Civil Bill Courts to 31st August, 1898,	3		Applications dismissed or struck out to 31st Aug., 1898,	10	
" in month of Sept., 1898,	—	3	" in month of Sept., 1898,	—	10
			Applications withdrawn to 31st August, 1898,	3	
			" in month of Sept., 1898,	—	3
Total,	—	20	Total disposed of,	—	18

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883-1891.

Applications received to 31st Aug., 1898,	4,350	Rents fixed to 31st Aug., 1898,	3,844	
" in September, 1898,	—	" in Sept., 1898,	—	3,844
		Applications dismissed, struck out, and withdrawn to 31st Aug., 1898,	399	
		" in Sept., 1898,	—	399
Total,	4,350	Total disposed of,	—	4,243

VI.—APPEALS TO FAIR RENTS, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 31st Aug. 1898,	48,318	Number heard to 31st August, 1898,	24,321	
„ in month of Sept., 1898,	158	„ in month of September, 1898,	3	24,324
		Number dismissed or struck out to 31st Aug., 1898,	801	
		„ in month of September, 1898,	—	801
		Number withdrawn to 31st August, 1898,	21,353	
		„ in month of September, 1898,	12	21,365
		Total Number disposed of,	—	46,490
		Remaining to be disposed of,	—	1,856
Total,	48,356	Total,	—	48,356

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st August, 1898,	7,887	Number heard to 31st August, 1898,	2,103	
„ in month of September, 1898,	645	„ in month of September, 1898,	13	2,116
		Number dismissed or struck out to 31st Aug., 1898,	—	
		„ in month of September, 1898,	—	—
		Number withdrawn to 31st Aug., 1898,	928	
		„ in month of September, 1898,	23	951
		Total Number disposed of,	—	3,067
		Remaining to be disposed of,	—	5,465
Total,	8,532	Total,	—	8,532

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1835 & 1836.

	Number	Amount.
Loans applied for to 31st August, 1898,	29,036	£ 11,452,038
„ in month of September, 1898,	—	—
	29,036	11,452,038
Deduct Applications refused,	3,809	1,453,077
	25,227	9,998,961
Loans sanctioned to 31st August, 1898,	25,227	9,998,961
Loans sanctioned in month of September, 1898,	—	—
	25,227	9,998,961
Loans issued to 31st August, 1898,	25,366	9,992,477
Loans issued in month of September, 1898,	—	—
	25,366	9,992,477

VIII.—PURCHASE OF LAND (IRELAND) ACTS, 1891, 1896.

	Number.	Amount.	Number.	Amount.
Loans applied for to 31st August, 1898,	19,472	£ 6,038,322		£
Less applications since withdrawn,	6	785		
Loans applied for in September, 1898,	19,466	6,037,536		
Loans applied for in cases of Purchase of Estates (Section 5, Act, 1895), to 31st August, 1898,	390	151,015	19,856	6,188,584
Loans applied for in September, 1898,	2,892	749,742		
Loans applied for in September, 1898,	—	—	2,892	749,742
“ (Section 40, Act, 1896), to 31st Aug., 1898,	234	64,289		
“ in September, 1898,	—	—	234	64,289
Total number of Loans applied for to 30th Sept., 1898, . .	—	—	22,982	6,972,613
Less applications refused to 30th September, 1898, . .	785	539,388		
“ “ in cases of Purchase of Estates (Section 5, Act, 1895), to 30th September, 1898,	989	271,120		
“ “ (Section 40, Act, 1896) to 30th September, 1898,	—	—	1,744	610,508
Loans sanctioned to 31st August, 1898,	15,781	4,807,435	21,238	5,362,107
“ in September, 1898,	354	65,899	16,130	4,893,335
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1895), to 31st Aug., 1898,	1,855	510,306		
“ in September, 1898,	—	—	1,855	510,306
“ (Section 40, Act, 1896), to 31st Aug., 1898,	234	64,289		
“ in September, 1898,	—	—	234	64,289
Total number of Loans sanctioned to 30th Sept., 1898, . .	—	—	18,324	5,467,930
Less applications rescinded by Order of Court to 30th September, 1898,	158	52,609		
“ in cases of Purchase of Estates, (Section 5, 1895) to 30th September, 1898,	132	52,649		
“ (Section 40, 1896) to 30th Sept., 1898,	—	—	270	105,258
Loans issued to 31st August, 1898,	12,212	3,782,459	18,064	5,562,672
“ in September, 1898,	—	—	12,212	3,782,459
“ in cases of Purchase of Estates (Section 5, Act, 1895), to 31st August, 1898,	1,749	445,291		
“ in September, 1898,	—	—	1,749	445,291
“ (Section 40, Act, 1896), to 31st August, 1898,	354	64,289		
“ in September, 1898,	—	—	234	64,289
“ in cases under the Redemption of Rent Act, to 31st August, 1898,	78	75,069		
“ in September, 1898,	—	—	78	75,069
“ pursuant to Sec. 45 of the Land Law (Ireland) Act, 1896, to 31st August, 1898,	4	15,782		
“ in September, 1898,	—	—	4	15,782
			14,277	4,322,800

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 31st August, 1898,	1,338	Number of cases in which Consents to Redemption of Rents have been received and cases treated as Agreements to Purchase to 31st August, 1898,	166	166
" in September, 1898,	7	Number received in September, 1898,	—	
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 31st August, 1898,	1,186	1,171
		Number of cases in which time had expired for receiving consents in month of September, 1898,	5	
				1,336
		Number of cases in which applications have been received but where time for lodgment of consents has not expired	—	9
Total,	1,345	Total,	—	1,345

* Applications treated as Fair Rent cases are also included in Fair Rent Table (c), page 2.

CIVIL BILL COURTS.

MONTH OF SEPTEMBER, 1898.

Summary of Proceedings under the "Land Law Acts" as notified to the Irish Land Commission, up to the 30th day of September, 1898.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st August, 1898,	31,541	31,594	Rents fixed to 31st Aug., 1898,	17,905	17,905
Applications received in month of September, 1898,	53		" in month of September, 1898,	—	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 31st August, 1898,	4,321	4,327	Applications dismissed or struck out to 31st August, 1898,	3,990	3,990
Applications received in month of September, 1898,	6		" in month of September, 1898,	—	
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 31st August, 1898,	2,489	2,496	Applications withdrawn* to 31st August, 1898,	494	494
Applications received in month of September, 1898,	9		" in month of September, 1898,	—	
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 31st August, 1898,	93	94	Applications transferred to Irish Land Commission Court to 31st Aug., 1898,	11,717	11,730
Applications received in month of September, 1898,	3		" in month of Sept., 1898,	13	
			Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 31st August, 1898,	33	35
			" in month of Sept., 1898,	2	
Total,	—	38,813	Total disposed of,	—	34,154

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications so withdrawn are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st August, 1898,	4,741	Rents fixed to 31st August, 1898,	955	
		" in month of Sept., 1898,	—	955
Applications received in month of Sept., 1898,	166	Applications dismissed or struck out to 31st August, 1898,	73	
		" in month of Sept., 1898,	—	73
		Applications withdrawn* to 31st August, 1898,	66	
		" in month of Sept., 1898,	—	66
		Applications transferred to Irish Land Commission, to 31st August, 1898,	2,659	
		" in month of Sept., 1898,	76	2,712
Total,	4,907	Total disposed of,	—	3,607

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st August, 1898,	7,293
Do, do, in month of September, 1898,	—
Total,	7,293

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term, received to 31st August, 1898,	48
Do, do, in month of September, 1898,	4
Total,	52

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st August, 1898,	607		Number disposed of to 31st August, 1898,	334	
Applications received in month of September, 1898,	3		" in month of Sept., 1898,	—	334
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 31st August, 1898,	3	610	Transferred to Irish Land Commission Court to 31st August, 1898,	37	
Applications received in month of September, 1898,	—		Transferred in month of Sept., 1898,	—	37
Total,	—	613	Total disposed of,	—	371

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2)—FORM 80.

Number of Applications received to 23rd February, 1898,	6	Leases or Grants declared void to 31st August, 1898,	—	
		" in month of Sept., 1898,	—	
		Applications dismissed or struck out to 31st August, 1898,	6	
		" in month of Sept., 1898,	—	6
		Applications withdrawn or compromised to 31st August, 1898,	—	
		" in month of Sept., 1898,	—	
		Applications transferred to Irish Land Commission Court to 31st August, 1898,	—	
		" in month of Sept., 1898,	—	
Total,	6	Total disposed of,	—	6

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 31st August, 1898,	22	Applications granted to 31st August, 1898,	3	
" in month of Sept., 1898,	—	" in month of Sept., 1898,	—	3
		Applications dismissed or struck out to 31st Aug., 1898,	4	
		" in month of Sept., 1898,	—	4
		Applications withdrawn to 31st August, 1898,	1	
		" in month of Sept., 1898,	—	1
		Applications transferred to Irish Land Commission Court to 31st August, 1898,	3	
		" in month of Sept., 1898,	—	3
Total,	22	Total disposed of,	—	11

IRISH LAND COMMISSION,
26th November, 1898.

JOHN H. FRANKS.